

13281 U.S.PTO
012304

22141 U.S.PTO
012304
0/762275

7. Assignment

For continuation or divisional applications:

The prior application is assigned of record to Grinnell Corporation, recorded November 22, 2000, at Reel/Frame 011319/0882.

An assignment of the invention to _____ and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

For continuation-in-part applications:

An assignment of the invention to _____ and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

8. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee
Total Claims (37 C.F.R. § 1.16(c))	110	90	\$ 18.00 each =	Utility \$770.00 Design \$385.00 \$1620.00
Independent Claims (37 C.F.R. § 1.16(b))	12	9	\$ 86.00 each =	+ \$774.00
Multiple dependent claim(s), if any (37 C.F.R. § 1.16(d))			\$290.00	+ \$290.00
SUB-TOTAL =				\$3,454.00
Reduction by ½ for filing by a small entity				- \$
TOTAL FILING FEE =				\$3,454.00

9. Fee Payment

Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.** This application is being filed under the provisions of 37 C.F.R. § 1.53(f). Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

The Commissioner is authorized to charge Deposit Account No. 50-0310 in the amount of **\$3,454.00**, representing \$770.00 for the basic filing fee and \$2,684.00 for the additional claims fee.

10. Small Entity Status is not claimed.

- a statement claiming small entity status is enclosed, or
- a small entity statement was filed in the prior nonprovisional application and is still proper and desired.

11. A power of attorney in the prior application dated June 3, 2002 is to at least one of the registered practitioners of Morgan, Lewis & Bockius LLP included in the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all correspondence shall be addressed to that Customer Number.

- Please address all correspondence to Morgan, Lewis & Bockius LLP at **Customer Number: 009629**

12. Recognize as associate attorney _____.
(name, address, and registration no.)

13. **PETITION FOR EXTENSION OF TIME.** If any extension of time is necessary for the filing of this application, including any extension in the prior application, application no. 09/718,785, filed November 22, 2000, for the purpose of maintaining copendency between the prior application and the present application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to Deposit Account No. 50-0310.

14. **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be an **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

15. Additional papers enclosed:

- Non-Publication Request, PTO-SB35
- Information Disclosure Statement
- Form PTO-1449 (without references)
- Inventor's Declaration

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



David W. Laub
Registration No. 38,708

Dated: January 23, 2004

By:

Customer Number 009629
MORGAN, LEWIS & BOCKIUS LLP
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Tel: 202.739.3000
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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

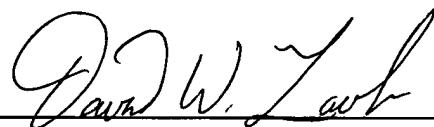
First Named Inventor	Michael A. FISCHER
Title	LOW PRESSURE, EXTENDED COVERAGE UPRIGHT FIRE PROTECTION SPRINKLER
Attorney Docket Number	052250-5014-01

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

23 JANUARY 2004

Date



Signature

202.739.5282

David W. LAUB, Reg. No. 38,708

Telephone number

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



13281 U.S. PTO

PATENT
ATTORNEY DOCKET NO.: 052250-5014-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

PRIOR APPLICATION: Examiner: D. Hwu
Group Art Unit: 3752

DIVISIONAL PATENT APPLICATION TRANSMITTAL UNDER 37 C.F.R. § 1.53(b)

This is a request for filing a patent application under 37 C.F.R. § 1.53(b).

1. This application is a Continuation Divisional Continuation-in-Part patent application under 37 C.F.R. § 1.53(b), of pending prior application no. 09/718,785, filed on November 22, 2000 of:

Inventor(s): Michael A. FISCHER

For: **LOW PRESSURE, EXTENDED COVERAGE, UPRIGHT FIRE PROTECTION SPRINKLER**

2. The papers enclosed are as follows:

45 Pages of specification including:

0 Title Page

20 Pages of Claims

1 Page of Abstract

6 Sheets of drawings containing 6 Figures
— Other:

3. Amendments

For continuation and divisional applications:

A preliminary amendment is enclosed.

4. Oath or Declaration

For continuation or divisional applications:

- No oath or declaration is enclosed at this time.
- A copy of an oath or declaration from a prior application is enclosed under 37 C.F.R. § 1.63(d). The power of attorney in the declaration for the prior application has been superseded by the power of attorney dated June 3, 2002.
- A signed statement deleting inventor(s) named in the prior application is enclosed.

For continuation-in-part applications:

- A newly executed (original or copy) oath or declaration is enclosed.
- An oath or declaration is not enclosed. This application is being filed under 37 C.F.R. § 1.53(f). Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the declaration and paying the filing fees.

5. Relate Back - 35 U.S.C. § 120

- Please see the attached Preliminary Amendment.

6. Priority - foreign applications under 35 U.S.C. § 119(a)-(d) or § 365(b) or PCT international applications under 35 U.S.C. § 365(a) designating at least one country other than the U.S.

- Priority of the following foreign application is claimed:

<u>Country</u>	<u>Application No.</u>	<u>Filed</u>

Certified copy:

- is/are attached.
- will follow.
- was filed in prior U.S. Application No. _____ on _____.